

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RONALD ROSS,  
Plaintiff,

v.

CITY OF OAKLAND, et al.,  
Defendants.

Case No. [14-cv-00800-MEJ](#)

**ORDER FOR SUPPLEMENTAL  
BRIEFING**

Re: Dkt. No. 74

Pending before the Court is Defendants' Motion for Summary Judgment. Dkt. No. 74. Plaintiff opposes Defendants' Motion, primarily relying on the Declaration of Renardo Williams. *See* Williams Decl., Dkt. No. 104-4. Defendants dispute the admissibility of this Declaration at trial and the Court's consideration of it at summary judgment. *See* Mot. 14-15; Reply at 5-6, Dkt. No. 106. Plaintiff's Opposition argues that Mr. Williams' Declaration may be admissible under Federal Rule of Evidence 804(b)(3) as a statement against interest by an unavailable witness; however, it is unclear what efforts, if any, Plaintiff has taken to locate Mr. Williams or to procure his testimony. Opp'n at 7, Dkt. No. 104. Accordingly, Plaintiff shall file a declaration **by July 1, 2015** describing his attempts, if any, to locate Mr. Williams and to obtain discovery from him, as well as what, if any, possible leads remain to locating him.

**IT IS SO ORDERED.**

Dated: June 24, 2015

  
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MARIA-ELENA JAMES  
United States Magistrate Judge